UNITED STATES DISTRICT COURT DISTRICT OF SOUTH DAKOTA NORTHERN DIVISION



The plaintiff filed an unopposed motion to dismiss with prejudice, Doc. 42, and the Court having reviewed the motion and good cause appearing,

IT IS ORDERED that plaintiff's unopposed motion to dismiss with prejudice, Doc. 42, is granted and the case is dismissed, with prejudice, on the merits, and without the taxation of costs..

Dated this 14th day of May, 2009.

BY THE COURT:

CHARLES B. KORNMANN United States District Judge

ATTEST:

JOSEPH HAAS, CLERK

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